



MINUTES

Of A

REGULAR COUNCIL MEETING

February 12, 2015

The City Council of the City of Longview, Texas, met in a Regular Session, February 12, 2015, at 5:30 P.M. in the Council Chambers of the Jo Ann Metcalf Municipal Building. Mayor Pro Tem Sidney Allen presided.

Members present were:

John Sims
Gary Smith

Kristen Ishihara
Richard Manley
Sidney Allen, Mayor Pro Tem

Members absent were:

Jay Dean

Kasha Williams

Staff members present were:

David Willard, City Manager
Keith Bonds, Assistant City Manager
Shawn Hara, Assistant to the City Manager
Shelly Ballenger, City Secretary
Jim Finley, City Attorney
Michael Shirley, Director of Development Services
Rolin McPhee, Director of Public Works
Laura Hill, Director of Community Services
Angela Coen, Director of Financial Services
Mary Ann Miller, Director of Administration
J.P. Steelman, Fire Chief
Don Dingler, Police Chief

I. Call to Order – Mayor Pre Tem Allen called the meeting to order.

II. Invocation – Pastor John Williams of Victory Road Baptist Church gave the invocation.

III. Pledge of Allegiance – Pastor John Williams of Victory Road Baptist Church led the pledge of allegiance.

IV. Citizen Comment

Cissy Ward, 1834 Pleasant Green Road, Longview: I would like to thank the City for the support you have given us for twenty years with the Unity and Diversity Committee. It started out as the Race Relations Committee which was part of the Drug Task Force. We simply would not be here if it weren't for the support that we have gotten from the City. Your liaison from the City and employees from the City who come and help us are very valuable.

Frances Ramsey, 1803 Melissa, Longview: I have always thought that the animal shelter is rather extravagant building then I saw the article in the newspaper where the city is planning to operate the animal shelter. I don't understand why the city is getting involved in this when the city does not get involved in charities for people who need help. I don't know why the city has so much concern for animals if you don't show concern for people.

I don't understand why the people that do want the animal shelter have not formed a non-profit and raised the money for the construction and the operation of it. You voted to go ahead with the animal shelter without a commitment from neighboring cities. You are hoping to get contracts with them to use the shelter. You are hoping to get donations from citizens. I don't think that most of the citizens know how much this is going to cost. I would say that the planning for the operations of the shelter was not really sufficient. A comment was made that the community wants this and I am not so sure that the majority of the community does.

Mayor Pro Tem Allen: Yes, this is a big step. I appreciate you coming up here and I would like you to visit with the city staff as this process becomes more involved.

Shanna Kisner, 203 Daisy St, White Oak: I live in White Oak but I work here in Longview, own a house here in Longview and my child goes to daycare here. In light of recent events, I thought that maybe a suggestion should be brought forward about community policing. I think that if we increase PAR officers to two officers per beat instead of just one and rotated their days off that way there is a PAR officer on duty every day. Maybe this would repair some of the community rapport with the officers and rebuild the trust that has been broken. I know that it doesn't fix the problem but it could be a start to help fix the problem.

Vik Verma, 505 Danville Road, Kilgore: I am the City of Longview Unity and Diversity Committee chair. On January 29, 2015, the Unity and Diversity Committee held its 11th Annual Community Awards luncheon. We honored three very deserving individuals, Reverend Bob Bruce, Reverend Darnell Thomas and Armatha Barryer-Banks. I am proud that for the second time in the history of the luncheon to have had a non Christian blessing of the meal for the event. This is nothing against Christianity; in fact as usual we had a closing Christian benediction that was delivered eloquently by Reverend Tim Watson.

As part of our committee, we try to showcase diversity. This includes religious diversity. And this year Saleem Shabazz with the Islamic Centre of Longview, Texas delivered the opening prayer. Saleem is a past chair with the Unity and Diversity Committee and an active citizen in our Longview community. Many members of our community embrace the opportunity to hear from a representative of a different faith. It represents our diversity and it is an opportunity for the overall Longview community to learn about groups that they may not have exposure to otherwise.

Unfortunately, there are those in our community who feel that we should be limited with respect to diversity. They feel that freedom of speech and freedom of religion should be limited only to themselves. One example is Pastor Glynn Stone of Mobberly Baptist Church. On February 6, 2015 Pastor Stone and Mobberly took out an ad in the Longview News Journal criticizing the Unity and Diversity Community for the invocation. They said we did not achieve our goal of unity, they chose to be divisive.

Apparently for Pastor Stone, unity only occurs when people agree with him. That is not how the world works. We are a community with individuals who defer many ways including our ideologies. That does not prevent unity however if we work together or we have common ground while respecting our differences. Pastor Stone has no tolerance for such respect. He expects respect for his rights but does not respect the rights of others who may disagree with him.

I will conclude by noting the following: there are no lessons to be learned from Pastor Stone on unity and diversity. We honored Reverend Bruce and Reverend Thomas for their joint efforts to bring people together. That is the opposite of what Pastor Stone stands for which is dividing people. His vision of division may appeal to some but many of us support unity and diversity in our community and will not be deterred by the likes of Pastor Stone.

V. Consent Agenda

- A. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with Plante & Moran PLLC of Southfield, Michigan in an amount not to exceed \$70,000.00 for an Information Technology and Geographic Information Systems Strategic Plan –**

Justin Cure, Information Services Manager requested the Council approve a contract that would allow for an agreement for an Information Technology (IT) and Geographic Information System (GIS) strategic plan. This strategic plan includes staff, budget, infrastructure, process, purchasing, training, and emerging technology reviews. The reviews will be followed by a gap analysis, recommendations on eliminating the gaps, and phased prioritized recommendations including cost estimates. This strategic plan will be the roadmap for the Information Services division for the next five years.

A request for proposals was published and 9 proposals were received.

A review committee was comprised of the Longview Information Services Manager, City of Longview Administration Director, Public Safety Communications Manager, and SCADA Controls Group Manager.

The following criteria was used in determining the recommended proposal:

40% Work plan; including all items listed in the section titled Work Plan, as well as all items listed in Attachment 1 – Statement of Work.

30% Cost of Service

15% Experience/Qualifications; including previous projects worked on, experience with similar technologies, and experience of personnel. Any item listed under section titled Performance Expectations.

10% Project Timeline

5% Responsiveness to complying with the RFP requirements.

Based on a review of the listed criteria it is recommended that the contract for the IT and GIS Strategic Plan be awarded to Plante & Moran, PLLC of Southfield, Michigan.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROPOSAL OF PLANTE & MORAN, PLLC OF SOUTHFIELD, MICHIGAN FOR AN INFORMATION TECHNOLOGY & GEOGRAPHIC INFORMATION SYSTEMS STRATEGIC PLAN; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE AND EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND PLANTE & MORAN, PLLC FOR SAID PLAN; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING AND ACCEPTING SAID PROPOSAL; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 4881 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents for the application, receipt and expenditure of grant funding in an amount not to exceed \$23,400.00 from the 2015 Equipment Project, Edward Byrne Memorial Justice Assistance Grant Program, from the Criminal Justice Division of the Governor's Office for funding to purchase equipment for the Longview Police Department –**

Don Dingler, Police Chief requested the Council consider a Resolution authorizing and directing the City Manager or the City Manager's designee to apply for and execute any necessary documents to accept a grant in an amount not to exceed \$23,400.00 from The 2015 Equipment Project, Edward Byrne Memorial Justice Assistance Grant

Program, from the Criminal Justice Division of the Governor's Office for the purchase of equipment for the Longview Police Department.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING APPLICATION, ACCEPTANCE AND EXPENDITURE OF GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$23,400.00 FROM THE 2015 EQUIPMENT PROJECT, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM, FROM THE CRIMINAL JUSTICE DIVISION OF THE GOVERNOR'S OFFICE FOR USE BY THE CITY OF LONGVIEW POLICE DEPARTMENT; AUTHORIZING THE ACCEPTANCE OF ALL SPECIAL CONDITIONS IMPOSED IN CONNECTION WITH SAID GRANT FUNDING; AUTHORIZING AND DIRECTING THE CITY OF LONGVIEW CHIEF OF POLICE OR OTHER OFFICIAL OF THE CITY AS SHALL BE REQUIRED TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR RETURN OF FUNDS FOR LOSS OR MISUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 4882 appears in the Resolution and Ordinance records of the City of Longview.

- C. Consider a Resolution authorizing and accepting the final payment in the amount of \$49,066.70 to Reynolds and Kay, LTD, of Tyler, Texas for the project known as "Upgrade Oil Dirt Streets - Stage Four" –**

Rolin McPhee, P.E., Director of Public Works requested the Council consider a Resolution accepting the Upgrade Oil Dirt Streets - Stage Four Project and authorizing final payment in the amount of \$49,066.70 to Reynolds and Kay, LTD, of Tyler, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to Reynolds and Kay on July 17, 2014 in the amount of \$676,950.10. The final construction cost is \$655,446.10.

The scope of work includes the reconstruction and/or upgrade of 30,600 square yards of substandard oil dirt streets to asphalt streets using pulverize-mix construction methods and miscellaneous work as necessary to complete the installation. The streets included in Stage Three are Brent and La Famo Roads.

The project has been completed in accordance with the contract. The consultant, Hayes Engineering recommends acceptance of the project and approval of the final payment. Staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS "OIL DIRT STREET UPGRADE - STAGE FOUR"; AUTHORIZING AND APPROVING FINAL PAYMENT TO REYNOLDS & KAY, LTD., OF TYLER, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 4883 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with Cutler Repaving, Inc. of Lawrence, Kansas in the amount of \$750,887.50 for the construction of the 2015 HMA Hot-in-Place Recycling Project contingent on certain funding from Gregg County –**

Rolin McPhee, P.E., Director of Public Works requested the Council consider a Resolution awarding a contract in the amount of \$750,887.50 to Cutler Repaving, Inc.,

of Lawrence, Kansas for the construction of the referenced project. The following bid was opened on January 22, 2015:

Bidder	Amount
Cutler Repaving, Inc. Lawrence, Kansas	\$750,887.50

This is a part of our annual maintenance that consists of the asphalt recycle and overlay of approximately 65,000 square yards of streets citywide. The streets were selected using the Pavement Management Program, which selects the streets needing annual maintenance based upon actual field investigation, testing data and according to the Pavement Management Policy as adopted by City Council.

This contract will be placed on the next Gregg County Court agenda for approval of the project for reimbursement by Gregg County. Gregg County has budgeted \$125,000 for the City of Longview's Pavement Maintenance Program.

Streets to be overlaid include Hawkins and Birdsong.

Public Works Engineering has examined the bids and the qualifications of the low bidder, and recommends award of the contract to Cutler Repaving, Inc. of Lawrence, Kansas in the amount of \$750,887.50.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF CUTLER REPAVING, INC., OF LAWRENCE, KANSAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "2015 HMAC HOT-IN-PLACE RECYCLING"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND CUTLER REPAVING, INC. FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 4884 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider a Resolution authorizing and accepting the final payment in the amount of \$74,131.20 to AAA Sanitation, Inc. of Tyler, Texas for the project known as "Sewer Line Replacement at Loop 281 and Oakland Creek" –**

Rolin McPhee, P.E., Director of Public Works requested the Council consider a Resolution accepting the Sewer Line Replacement at Loop 281 and Oakland Creek Project and authorizing final payment in the amount of \$74,131.20 to AAA Sanitation, Inc., of Tyler, TX. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to AAA Sanitation on July 17th, 2014 in the amount of \$199,472. The final construction cost is \$188,172.

The scope of work includes the construction of 250 feet of a 12 inch sewer main crossing Loop 281.

The project has been completed in accordance with the contract. The consultant, KSA Engineers recommends acceptance of the project and approval of the final payment. Staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS "SEWER LINE REPLACEMENT AT LOOP 281 AND OAKLAND CREEK"; AUTHORIZING AND APPROVING FINAL PAYMENT TO AAA SANITATION, INC., OF TYLER, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 4885 appears in the Resolution and Ordinance records of the City of Longview.

F. Consider approval of the following minutes: January 27, 2015 –

Shelly Ballenger, City Secretary requested the Council approve the January 27, 2015 Council minutes.

MOTION: Council Member Manley made a motion to approve the consent agenda.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (5, 0).

VI. Zoning – Public Hearing Items

A. A PUBLIC HEARING will be held to consider application #Z15-01 filed by Premiere Management requesting a rezone from Agricultural (A) to General Retail (GR) for approximately 1.5 acres of Abstract 258 P.P. Rains Survey Tract 29-05, Section 4 located at 330 East Hawkins Parkway – THIS ITEM REQUIRES A PUBLIC HEARING.

Angela Choy, Interim City Planner: A PUBLIC HEARING will be held to consider application #Z15-01 filed by Premiere Management requesting a rezone from Agricultural (A) to General Retail (GR) for approximately 1.5 acres of Abstract 258 P.P. Rains Survey Tract 29-05, Section 4 located at 330 East Hawkins Parkway.

The applicant is requesting a rezone from Agricultural (A) to General Retail (GR). Previously, a church occupied this building and churches are allowed in any zoning district. The potential tenant operates a restaurant in Hallsville and wants to expand their business. In order for the business to utilize the property, a rezone is required.

Hawkins Parkway is a minor arterial which is appropriate for this type of use. Staff finds the proposed zoning change is consistent with the future land use and the surrounding uses.

Planning and Zoning Commission (8-0) and Staff recommend **approval** of this request.

The public hearing was opened.

Zareen Khan, 405 Roesch Road, Longview was present to answer any questions.

Council Member Smith: What type of restaurant is this?

Ms. Khan: We have a restaurant called Chill'um Grill and More in Hallsville and we are opening a second branch in Longview. This is an Indian, Mediterranean and American restaurant.

Council Member Smith: How many square foot? How many people?

Ms. Khan: About 4,000 square feet and about 85 people.

The public hearing was closed.

MOTION: Council Member Ishihara made a motion the following Ordinance be approved:

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, TEXAS, ORDINANCE NO. 96, AS AMENDED, WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY, TO-WIT: THAT APPROXIMATELY 1.5 ACRES OF ABSTRACT 258 P.P. RAINS SURVEY TRACT 29-05, SECTION 4 LOCATED AT 330 EAST HAWKINS PARKWAY BE REZONED FROM AGRICULTURAL (A) TO GENERAL RETAIL (GR); FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE PASSED COMPLIED WITH THE OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HERewith; PROVIDING A SAVINGS

CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Manley seconded the motion.

VOTE: The motion carried unanimously (5, 0).

Such Ordinance is No. 3968 and appears in the Resolution and Ordinance records of the City of Longview.

- B. A PUBLIC HEARING will be held to consider application #Z15-02 filed by Fereidon Hakim requesting a rezone from Multi-Family (MF-3) to General Retail (GR) for approximately 2.332 acres of Abstract 71 D Ferguson Survey Tract 17, Section 2 located on the south side of Toler Road, west of Gilmer Road – THIS ITEM REQUIRES A PUBLIC HEARING.**

Angela Choy, Interim City Planner: A PUBLIC HEARING will be held to consider application #Z15-02 filed by Fereidon Hakim requesting a rezone from Multi-Family (MF-3) to General Retail (GR) for approximately 2.332 acres of Abstract 71 D Ferguson Survey Tract 17, Section 2 located on the south side of Toler Road, west of Gilmer Road.

The applicant is requesting a rezone from Multi-Family (MF-3) to General Retail (GR) to allow for a retail development on approximately 2.332 acres of a larger tract. The remaining piece of property will stay MF-3 and be developed as residential.

Staff finds the proposed zoning change is consistent with the future land use and the surrounding uses.

Planning and Zoning Commission (7-1 Frankie Parsons voted to deny) and Staff recommend **approval** of this request.

The public hearing was opened.

Fred Hakim, 2107 Courthouse Drive, Longview: We want to change 2.332 acres to General Retail. Pine Tree really needs some more retail in that area. It is a good location for that. I will be happy to answer any questions.

The public hearing was closed.

MOTION: Council Member Manley made a motion the following Ordinance be approved:

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, TEXAS, ORDINANCE NO. 96, AS AMENDED, WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY, TO-WIT: THAT APPROXIMATELY 2.332 ACRES OF ABSTRACT 71 D FERGUSON SURVEY TRACT 17, SECTION 2 LOCATED ON THE SOUTH SIDE OF TOLER ROAD, WEST OF GILMER ROAD BE REZONED FROM MULTI-FAMILY (MF-3) TO GENERAL RETAIL (GR); FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE PASSED COMPLIED WITH THE OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (5, 0).

Such Ordinance is No. 3969 and appears in the Resolution and Ordinance records of the City of Longview.

C. A PUBLIC HEARING will be held to consider application #Z15-03 filed by 1601 Alpine Interest requesting a rezone from Single Family (SF-4) to General Retail (GR) for All Block 7 Valley View and Lot 8, Block 8 Valley View located at 1601 Alpine Road – THIS ITEM REQUIRES A PUBLIC HEARING.

Angela Choy, Interim City Planner: A PUBLIC HEARING will be held to consider application #Z15-03 filed by 1601 Alpine Interest requesting a rezone from Single Family (SF-4) to General Retail (GR) for All Block 7 Valley View and Lot 8, Block 8 Valley View located at 1601 Alpine Road.

The applicant is requesting a rezone from Single Family (SF-4) to General Retail (GR). The subject property was View Valley Elementary School. The applicant purchased the property in 2013. In order to utilize the property for anything other than a public school, a church or government uses, a rezone is required.

Alpine Road is a principal arterial which is appropriate for retail type of uses. Staff finds the proposed zoning change is consistent with the future land use and the surrounding uses.

Planning and Zoning Commission (5-2 with Frankie Parsons abstained; Lonnie Murphy and Bryce Bagby voted to deny) and Staff recommend **approval** of this request.

The public hearing was opened.

Kevin Stagner, 445 North Fredonia, Longview was present to answer any questions.

Council Member Smith: Mr. Stagner where is this location on Alpine Road? Are you referring to that old school on Alpine?

Mr. Stagner: Yes, sir.

Council Member Smith: What type of retail are you talking about?

Mr. Stagner: Next door is already zoned General Retail. We are just asking for the consistency that is already there in place. The tire store just to the north of it is zoned General Retail.

Council Member Smith: What are you going to put at that location?

Mr. Stagner: Right now we are trying to get the highest and best use for the property. We know that it is not going to be Single Family. We do not have someone interested in the property at this time.

Mayor Pro Tem Allen: How long have you actually owned this property?

Mr. Stagner: In August we will have owned it for two years. It was vacant three years before that with Longview ISD trying to sell it. We thought that we had a buyer who was interested in putting a school there but that didn't materialize.

The public hearing was closed.

MOTION: Council Member Ishihara made a motion the following Ordinance be approved:

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, TEXAS, ORDINANCE NO. 96, AS AMENDED, WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY, TO-WIT: THAT ALL BLOCK 7 VALLEY VIEW AND LOT 8, BLOCK 8 VALLEY VIEW LOCATED AT 1601 ALPINE ROAD BE REZONED FROM SINGLE FAMILY (SF-4) TO GENERAL RETAIL (GR); FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE PASSED COMPLIED WITH THE OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HERE WITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Manley seconded the motion.

VOTE: The motion carried unanimously (5, 0).

Such Ordinance is No. 3970 and appears in the Resolution and Ordinance records of the City of Longview.

VII. Action Item

Consider a Resolution approving a compensation adjustment for the City Secretary –

Mayor Pro Tem Allen: Council members do you have any questions?

Council Member Smith: I am voting in favor of this based on the fact that the City Secretary keeps us abreast of all types of action. I think that Ms. Shelly does a great job for the city.

MOTION: Council Member Ishihara made a motion the following Resolution be approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADJUSTING THE COMPENSATION OF THE CITY SECRETARY; PROVIDING AN EFFECTIVE DATE FOR THE COMPENSATION ADJUSTMENT; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS CONSIDERED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Manley seconded the motion.

VOTE: The motion carried unanimously (5, 0).

Such Resolution No. 4886 and appears in the Resolution and Ordinance records of the City of Longview.

MOTION: Council Member Manley made a motion to excuse Council Member Williams and the Mayor from the Council Meeting.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (5, 0).

VIII. Items of Community Interest

Council Member Smith: I chose not to run again for District 2. I was elected in 2012 and the slogan for my campaign was, "Let us make a difference today for tomorrow". I think that I have made a difference on the City Council. I have met a lot of great people. I want to thank the people of Longview for giving me an opportunity to serve in this capacity. It was a privilege and an honor for me to serve. I want to thank that Council for giving me the opportunity to follow their leadership, their character, their integrity and their professionalism. Our city staff has some of the greatest people in this city. They have guided me a lot through this whole process. We have a lot of great people working here. I have completed my task and will have finished with grace. Thank you.

Council Member Manley: It was with sadness that I received Mr. Smith's call. I was one of the folks that encouraged him to run for City Council. We are better for you being here. I always felt that you came and voted your conscience. I felt like you always listened. I wish you the best. I think you are an example of the kind of thing that all our citizens should seek to emulate.

David Willard, City Manager: I would like to this opportunity to express my appreciation to Mr. Smith. Thank you for all of your hard work. You have taught us a lot of things as well. It has been a two way street. It has been very enjoyable.

I would like to give a shout out to our public safety. I just want the public to know that the City of Longview has fabulous public safety with the Fire and Police and our IT people who have been working really hard to get our website back up and running. I appreciate Chief Dingler and all his people and Chief Steelman. Longview should be proud of the Public Safety people.

Mayor Pro Tem Allen: The City of Longview is encouraging residents to apply to serve on a variety of council-appointed boards, commissions, and committees. These members advise the City Council on issues ranging from parks to community development. Residents are encouraged to apply online at LongviewTexas.gov.

Applications are also available at City Hall, 300 W. Cotton Street. The application deadline is March 2, 2015.

IX. Adjourn

The meeting was adjourned at 6:06 p.m.

[seal]

Shelly Ballenger
City Secretary

